IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA **SOUTHERN DIVISION**

RUSSELL E. GARNER,

PLAINTIFF,

VS. Case No. 1:06cv781-MHT

PROGRESSIVE DIRECT INSURANCE

COMPANY,

DEFENDANT.

PLAINTIFF'S NOTICE OF FILING DISCOVERY

PLEASE TAKE NOTICE that the following discovery documents have been served on behalf of the Plaintiff, Russell E. Garner.

(XX) Plaintiff's Notice of Deposition of Dr. J. Walter Jacobs.

Dated this the ____ day of March, 2007.

s/ David W. Rousseau David W. Rousseau (ROU007) Attorney for Plaintiff 211 W. Adams Street Dothan, Alabama 36303 (334) 699-9000

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the above and foregoing upon the following, by placing the same in the U.S. Mail, postage prepaid, and properly addressed this the ___ day of March, 2007.

Jeff Hunter Nix, Holtsford, Gilliland, Higgins & Hitson, P.C. P.O. Box 4128 Montgomery, AL 36103

Court Reporting Associates

P.O. Box 1995 Dothan, AL 36302

s/David W. Rousseau David W. Rousseau The Gamble Law Firm 206 East Main Street Dothan, AL 36301

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